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In re Application of
BLOECHL et al
Application No.: 09/445,261
PCT No.: PCT/IB98/01017
Int. Filing Date: 1 July 1998
Priority Date: 5 March 1998
Attorney's Docket No.: SZ997-026
For: MATERIAL WITH REDUCED OPTICAL
ABSORPTION

COMMUNICATION

This communication is in response to the "COMMUNICATION" filed on 27 January 2005, requesting the withdrawal of holding of abandonment of the aforementioned application.

DISCUSSION

In a decision from this Office on 22 January 2002, the petition filed under 37 CFR 1.137(b) was dismissed. The decision stated that petitioner did not satisfy requirement (1) under 37 CFR 1.137(b) because the proper reply, the basic national filing fee, had not been provided.

On 27 January 2005, petitioner submitted the current communication stating that the application was abandoned for failure to provide a declaration, and that the declaration was filed with the Office so that the abandonment should be withdrawn.

However, as indicated above the reason the application is abandoned is for the failure by the applicant to pay the basic national filing fee timely as stated in the USPTO's decision mailed on January 22, 2002.


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